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\* *Pro Hac Vice application to be filed*

*Attorneys for Defendant  
Church & Dwight Co., Inc.*

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY**

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SAWHORSE ENTERPRISES, INC.,

Plaintiff,

-against-

CHURCH & DWIGHT, INC.,

Defendant.  
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Civ. No. 3:12-CV-06811 (FLW) (TJB)

**Motion Date:** February 4, 2013

*Document Electronically Filed*

**Oral Argument Requested**

**DEFENDANT CHURCH & DWIGHT'S NOTICE OF MOTION TO DISMISS  
PLAINTIFF'S FIRST AMENDED COMPLAINT AND TO STAY DISCOVERY  
PENDING RESOLUTION OF THIS MOTION**

**PLEASE TAKE NOTICE** that, on February 4, 2013 at 9:00 a.m., or at such other date and time as the Court shall designate, the undersigned, attorneys for Defendant Church & Dwight Co., Inc. (“Church & Dwight”), will, and hereby do, respectfully move the Honorable Freda L. Wolfson, U.S.D.J., presiding at the United States District Court for the District of New Jersey, Clarkson S. Fisher Building & U.S. Courthouse, 402 East State Street, Trenton, New Jersey, 08608, for an Order, pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure, dismissing Plaintiffs’ First Amended Complaint in its entirety with prejudice, and staying discovery pending resolution of the underlying motion.

**PLEASE TAKE FURTHER NOTICE** that in support of this Motion, Defendant Church & Dwight will rely upon the memorandum of law filed in connection with its motion, the Declaration of John P. Barry, all other pleadings on file in this action and any oral argument permitted by the Court.

**PLEASE TAKE FURTHER NOTICE** that a proposed form of Order is submitted herewith.

**PLEASE TAKE FURTHER NOTICE** that oral argument is requested in the event there is opposition to this Motion.

Dated: January 9, 2013

Respectfully submitted,

/s/ John P. Barry

John P. Barry

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